

PROCEEDINGS OF THE BROWN COUNTY
HUMAN SERVICES COMMITTEE

Pursuant to Section 19.84 Wis. Stats., a regular meeting of the **Brown County Human Services Committee** was held on Wednesday, February 26, 2014 in Room 200 of the Northern Building, 305 E. Walnut Street, Green Bay, Wisconsin.

Present: Chair Evans, Supervisor La Violette, Supervisor Hopp, Supervisor Robinson,
Excused: Supervisor Haefs
Also Present: Supervisor Steffen, Supervisor Clancy, Rob Gollman, Judy Friederichs, Tim Schmitt, Jeremy Kral, Don Johnson, John Hager, UWGB students, other interested parties

I. Call Meeting to Order.

The meeting was called to order by Chairman Patrick Evans at 6:02 p.m.

II. Approve/Modify Agenda.

Motion made by Supervisor La Violette, seconded by Supervisor Robinson to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

III. Approve/Modify Minutes of January 22, 2014.

Motion made by Supervisor Robinson, seconded by Supervisor La Violette to approve. Vote taken. MOTION CARRIED UNANIMOUSLY.

Comments from the Public. None.

Report from Human Services Chair, Patrick Evans

Chair Evans welcomed a number of UWGB students to the meeting. These students have to write a report on the Human Services Committee meeting for a policy class.

Evans also reported that things are moving along nicely in the Human Services area. He has been contacted by the *Press Gazette* regarding a story they are doing on nursing homes and CBRFs. Evans had a nice conversation with the reporter and the article should appear in the paper soon.

Evans also indicated that the child support summit will be held on March 21, 2014 at 9:00 a.m. in the Phoenix Room at UWGB and all are welcome to attend.

1. Review Minutes of:

- a. Aging & Disability Resource Center (January 23, 2014).
- b. Community Options Program Planning Committee (January 27, 2014).
- c. Northeast Wisconsin Family Care Board of Directors (January 14 & January 21, 2014).

Motion made by Supervisor Robinson, seconded by Supervisor La Violette to suspend the rules and take Items 1 a – c together. Vote taken. MOTION CARRIED UNANIMOUSLY

Motion made by Supervisor Robinson, seconded by Supervisor La Violette to receive and place on file Items 1 a – c. Vote taken. MOTION CARRIED UNANIMOUSLY

Communications

2. Communication from Supervisor Robinson re: Request that the Human Services Committee look into the travel reimbursement rate for County Sanitarians including discrepancies in these rates when compared with other County employees. *Referred from February County Board.*

Public Health Sanitarian Marty Adams and Supervisor Bill Clancy addressed the Committee. Supervisor Robinson thanked them for coming and stated that this issue was brought up at the last County Board meeting.

Adams stated that his job entails traveling throughout Brown County to cover all issues that are related to public health and includes both private homes and public businesses which are licensed. For example, Van Ables in Hollandtown is a 25 – 30 mile trip one way. They also cover locations in Pulaski and other outlying areas. Adams uses his own personal vehicle for all of these trips. He stated that their contract previously allowed for reimbursement at the IRS rate, however, when the Governor decided that there would be no more contracts the mileage reimbursement rate was reduced to what the Board wanted to pay and that is where they are today. Adams continued that the Sheriff's group that had their contract approved recently are reimbursed at the IRS rate when they use their own vehicles during the day while employed with the County. Adams continued that what the officers are doing is basically identical to what he is doing. Adams gets calls to go out and inspect restaurants throughout the County after hours for whatever business he is called for.

Adams continued that he is now paid at 80% of the IRS rate and noted that all of the money comes out of the same pot. In other words, the taxes that he pays pay the Sheriff's Department group the IRS rate while the same taxes are used to pay him 80% of the rate. Adams does not think this is equitable or fair at all. He noted that he has been told many times to act more like private businesses. He drives to hundreds of businesses in the County every year to do business as part of statutes. If these businesses deliver food to Adams' office, they can deduct their business expenses at the IRS rate. He challenged the County Board to find one business that is not paid the IRS rate on their taxes.

Robinson asked Adams if it was his understanding that the Sheriff's Department is the only department in the County getting paid the IRS rate. Adams responded that the policy that is in place at this time is for contract people to get the IRS rate while everybody else gets whatever the County Board decides. He also stated that he does not have access to a County vehicle while other departments have access to these vehicles.

Adams continued that he pays extra for his insurance because he is driving his vehicle for business purposes. What he does is not his business but rather is the County's business.

Evans asked Adams if he has ever looked into writing off his mileage on his taxes and Adams responded that to have an exemption off his taxes he would need 2% of his income. Evans asked what Adams was looking for from this Committee. Adams responded that he would like to see that all employees who use their vehicles for County business be paid at the IRS rate so everybody is equally and equitably paid as it all comes out of the same pot.

Adams stated that this issue was brought up about six years ago and what was addressed at that time was out of County travel and more specifically it was management staff that took their vehicle to an occasional meeting out of County if there was no County vehicle available. There has not been anything written as to why the rate is at 80% of the IRS rate other than that people in Brown County do not have to sit in traffic jams so the cost of operating their vehicles is less. In response to this Adams stated that the cost of his vehicle is the same, the cost of insurance is the same, gas is the same and all other expenses are the same.

Hopp asked if this would need to be forwarded to the Executive Committee and Evans stated he would feel more comfortable if this was taken up by the Executive Committee.

Supervisor Clancy commented that he felt that fair was fair and he felt all employees who use their personal vehicle for County business should be paid the same rate.

Motion made by Supervisor Hopp, seconded by Supervisor La Violette to forward to Executive Committee with the support of this Committee to set all mileage reimbursement rates at the IRS rate. Vote taken.

MOTION CARRIED UNANIMOUSLY

Veterans Services

3. 2013 to 2014 Carryover Funds.

Motion made by Supervisor La Violette, seconded by Supervisor Robinson to approve. Vote taken.

MOTION CARRIED UNANIMOUSLY.

Health Department

4. 2013 to 2014 Carryover Funds.

Motion made by Supervisor La Violette, seconded by Supervisor Hopp to approve. Vote taken. MOTION CARRIED UNANIMOUSLY.

5. Update re: Odor Equipment.

Environmental Health Supervisor Rob Gollman and Health Department Director Judy Friederichs addressed this issue with the Committee. Gollman had been asked to investigate and report to the Committee on a device that measures odor, the Nasal Ranger.

The Nasal Ranger is a field olfactometer which dilutes ambient air with carbon filtered air and the measurement is determined by the number of dilutions required to reach a threshold where the odor would no longer be detectable by the user.

Gollman felt there were several problems with the Nasal Ranger. It is still a subjective measure and is based on the sensitivity of the individual using it. The individual puts the device up to their nose and breathes ambient air which would theoretically be the odor in the air. Carbon filters are then manipulated to get down to an air where an odor could not be detected.

After much research on this device, Gollman could not find any non-biased studies that supported its use, other than those sponsored by the manufacturer. In some reports that Gollman has read, the carbon filters are not capable of filtering certain compounds at certain levels. He stated that although he is not an expert on odor, it is his understanding that certain organic acids is what the major source of the odors are at Sanimax.

Gollman continued that some tests that he looked at show a 30% air in dilution factor which is based on a sniff rate. Another drawback of the device is the cost and Gollman noted that the Nasal Ranger costs approximately \$1,500 and also requires calibration periodically as well as maintenance and training. The Health Department does not have money budgeted for this instrument and he also noted the staff would have to share one instrument which brings up issue such as hygienic concerns because the instrument goes around the nose and seals to the face. The instrument would have to be kept at the Health Department which could add mileage costs and added time to response times. For all of these reasons, Gollman does not recommend use of the Nasal Ranger.

Robinson asked Gollman if he ran across any other devices in his research that he could recommend and Gollman indicated that he did not. He noted that these devices are generally used more in a lab or clinical setting under a controlled situation and those instruments actually use a fresh source of air rather than filtering air. Gollman stated that this is a very difficult issue and in researching the Nasal Ranger, he found that if you go online and try to do research on it, everything that keeps coming up is Colorado's use of this

device to quantify marijuana odors from grow operations and second hand smoke. He felt when it comes down to a legal defense, the Nasal Ranger would not hold rigorous attack because it is so subjective.

Motion made by Supervisor Robinson, seconded by Supervisor La Violette to receive and place on file.

Vote taken. Ayes: Evans, La Violette, Robinson Nay: Hopp. MOTION CARRIED 3 – 1

6. **Ordinance re: Amending Section 38(4)(2)(a)(ii) of the Brown County Code entitled “Public Health Nuisance” (Odor Complaints). *Held from November Human Services Cmte; Referred back from February County Board.***

Evans reported that this item was sent back to the Committee from the last full County Board meeting. He stated he had a discussion with Corporation Counsel Juliana Ruenzel at the last Board meeting as he felt that the Board had taken action on this item, however Ruenzel disagreed. Evans stated that two things have been done. Action has been taken on this item and a vote was also taken and for those reasons Evans did not agree that this needed to be on the agenda for this meeting. He felt it would have been appropriate to have this on the County Board agenda for next month and noted that the Human Services Committee has voted to change the ordinance from three to two complaints. This Committee has also had a discussion with the Sanimax Corporation who has agreed to come to this Committee and give quarterly updates. Evans also reported that he had an individual contact him who had been at Woodman’s and this individual felt that there was a strong odor there, however, the Health Department did not accept the complaint because it was a customer and not an employee.

Evans continued that this Committee could handle this item in a couple different ways. His suggestion would be that this be sent back to the County Board and say this is how we voted and this is what we discussed but Evans also indicated that it was requested that this item be sent to the Board of Health to be taken up at their next meeting.

Robinson felt that this seemed to be an either/or situation in that this would not be sent to both the full Board and the Health Board. Evans stated that the Health Board was advisory, and further he did not think the Health Board was looking at anything with regard to reducing the number of citations but rather wanted to have a discussion on the nuisance law itself and he thought that Corporation Counsel would be attending this Health Board meeting as well.

Motion made by Supervisor Robinson, seconded by Supervisor La Violette to send to the Board of Health. No vote taken.

Hopp questioned what would happen at the County Board meeting in light of the fact that this was being forwarded to the Board of Health. Evans responded that his understanding was that Chair Moynihan took this off the County Board agenda last month as it had been dealt with at the Committee level. Supervisor Steffen wished to make several comments with regard to this. He is in support of reducing the number of complaints from three to two for several reasons. He felt that there was a subjectivity element to the evaluation process. It is Steffen’s understanding that Juliana Ruenzel has provided concerns regarding this. Steffen noted that sanitarians have been using the same method of valuation of odors for a number of years. He compared the subjectivity to law enforcement and noted that there is also quite a bit of subjectivity in the law enforcement area when it comes to things such as disorderly conduct and resisting arrest. The other piece that Steffen noted is that the available options seem to be to do nothing or everything including going to court, but he felt it would be possible to find a resolution somewhere in the middle.

Steffen felt that this comes down to some core principles: first, how much do we believe in property rights? Do we believe that our neighbors do not have the right to impose their will, whether it be through sound, odor pollution, etc. on other neighbors, especially when we are talking about an impact zone that is about a

mile radius? Other types of impacts being imposed on neighbors by imposing their will or action or inaction on other property owners are enforced all the time. Steffen felt that this was an issue for not only residents, but also for existing businesses and their employees. It is also retarding economic development in the Village of Howard. He noted that there are tens of millions of dollars of economic development that may or may not be affected by this at a very critical interchange. Second, what is the role of government? If the residents, existing businesses and future businesses cannot come to County government to seek relief for an issue that is impacting their lives in such a negative and consistent chronic fashion, where are they to go? Steffen is hopeful that the County can be mindful of the impact this is having on the people, businesses and property owners in the area. These people are looking for relief and help. Steffen pointed out that the Human Services Committee is made of members have run to serve the public. He is hopeful that the Committee will provide a little bit of thought and support in finding a solution.

**Motion made by Supervisor Hopp, seconded by Supervisor Robinson to amend the previous motion to include directing Corporation Counsel to research possible litigation options in regards to the Sanimax Odor issue and present those findings to a closed session of the County Board, committee as a whole at the March, 2014 County Board meeting; with discussion and possible action taken on such information. Vote taken. Ayes: Evans, Hopp
Nays: Robinson, La Violette. MOTION FAILED**

Hopp felt that this issue was being discussed at this meeting and will then go to the full County Board. He noted that out of the full County Board there was only one supervisor in attendance along with the Committee so this matter will be rehashed again with the full Board. His motion is not to say that the County is going to sue Sanimax or attempt to shut them down, it is more to find out what the legal options are and he noted that other municipalities have done this as well, some of which have been successful and others which have not. Hopp continued that we need to have some idea of where the County stands and he indicated that he did not think changing the ordinance from three to two will make a difference. He has consistently said that the only people who can solve this problem is Sanimax and he felt that the County was out of options. He did not feel that having Sanimax come on a quarterly basis and say that they are trying to get the odor issue resolved would actually result in having the issue resolved. He also noted that there are multiple municipalities throughout the United States and Canada that are in the same mess and every one of them are throwing their hands up in the air looking for solutions and there is one company that is subjecting the citizens of those municipalities to this obnoxious odor. Hopp noted that he used to live near JBS which also had an odor problem, but that problem was fixed and he felt the same could be done at Sanimax.

Hopp continued that he felt that this needs to be debated at the full County Board after allowing Corporation Counsel enough time to look at different options and lay out before the Board what the options would be with regard to litigation as Hopp feels like litigation may be the only remaining option. He noted that he does not want to commence litigation and have the taxpayers spend money on it, but there are businesses in the area of Sanimax that are feeling the pain financially for the stench. He noted that he has been made aware that one company is now allowing employees to burn candles at their desks to help alleviate the stench. Others are not charging employees with sick days when they have to go home due to the stench.

Hopp went on that changing the ordinance from three to two complaints is not going to change things. He would like to have the debate on the Board floor and find out what the options are because the County Board needs to garner some intestinal fortitude and take a giant step forward and say they are going to take care of this and do whatever has to be done or continue to try the feel good things and let Sanimax keep doing their thing. Hopp hopes that the Committee will support this motion and let it be discussed by the full Board.

Robinson took issue with some of the things that Steffen said with regard to concern for the people that live in the area. It seems to Robinson that the easiest thing to do would be to lower the complaints from three to two and then forget about it but he felt that there is a general consensus that this would not make much of a

difference and for that reason he disagreed with Steffen's characterization as to how to approach this. Additionally, Robinson felt that using property rights would be a slippery slope to use as a criteria. He felt that the fact that the smell is a problem and the facility predates the residences and the businesses around there makes it a slippery argument. Robinson does agree that something needs to be done and that the odor is unacceptable and he felt that the best argument for doing something is that something can be done. Robinson and Gollman had a previous conversation and Robinson's sense from that conversation was that something can be done and it has been done before with JBS. Gollman agreed with that but noted that the odor would not be eliminated completely. He believed that the problem with Sanimax is that they process older, aged organic materials which have a higher concentration of organic acids which is where he believes the problem comes in. Gollman said this was a difficult issue to deal with, but it was not impossible to deal with. He felt that the measures that JBS took could also be applied at Sanimax. Gollman continued that although he is no expert on this, he felt that measures could be taken to significantly impact this issue, but he felt this would come from a corporate philosophy to do so.

Robinson continued that everybody agrees that this is a problem that needs to be dealt with and that it is fixable based on what Gollman has said and what he has seen with other companies, although he acknowledged that it was not 100% fixable. He stated that if it is in fact fixable, then it takes the will to do it. That can come from several different ways including external pressure or internal decisions. The Committee has heard of problems Sanimax is having in other communities which would indicate that there is not corporate will to get this done. Robinson noted that he voted against lowering this from three to two because he felt that measures were being taken to correct this issue, however, now that he has heard that this problem is happening in other communities and the problem is continuing, he is not as satisfied as he was at one point. Robinson stated this is not a reflection on the local management as much as it is on the corporate philosophy because it is a systemic problem and needs to be approached systemically. He is leaning towards supporting Hopp's motion because it does not commit the County to any action but rather lays out the options.

Robinson continued that an additional approach may be to see if we could arrange a meeting with representatives including legal counsel with the three communities that are being affected by this issue in the upper Midwest to lay out what is going on at each of the places and coordinate efforts to get it resolved. He did not feel that doing this on an isolated basis is getting results, but coordinating efforts with upper management rather than just the local management might be helpful.

Gollman commented that the sanitarians respond to many different types of odor and his fear is that by going from three complaints to two, it could impact individual and businesses other than Sanimax. Robinson interjected that this conversation was had when this issue began and he asked the question at the time, under this lower ordinance, if it would affect anyone else based on recent past history and the answer was no. Robinson continued that his reason for voting against the three to two before was for two reasons. First for the reason that Corporation Counsel did not think it could be enforced and secondly because he thought that local Sanimax management was making a good faith effort with regard to this problem. He is now having less faith on the corporate level than he previously did.

Hopp stated that he does not have any ill will towards the local management of Sanimax. Although Hopp had doubts in the beginning, he now honestly believes that locally Sanimax does understand and he does feel that this is a corporate philosophy. Hopp continued that he talked to Mr. Muldoon from Montreal who met with Tony Gallasow and got the same song and dance. Hopp stated that this is not necessarily about what the local management is doing but indicated that support from the organization as a whole is needed and it is obvious that this is not present. Hopp would like to see this issue go before the full County Board as a whole.

Evans appreciated what Steffens said and indicated that he agreed with it. Evans also stated that he felt that Don Johnson is doing what he can do but felt that he was probably limited at the corporate level. Evans stated that he has spoken with the group from Montreal and they did express that they were being lied to at

the corporate level. Evans referenced the problems that are now present in De Forest and what is interesting is that the Sanimax group was not reporting properly what their discharges were and then they went back and said that they should pay it and this was not the best way to do business. Evans considered it to be unethical. Evans continued that the issues he has are that the District Attorney should be enforcing the citations and he is not. Evans was told by the DA that he was not sure that he wanted to enforce the citations due to the fact that Sanimax was spending a lot on legal fees and Evans was not happy about that. The DA also advised Evans that he was busy and had a high work load.

Evans continued that he does not like the idea of saying that Sanimax predates anybody that has been in the area. He felt this was a weak argument and in fact spoke with one constituent who was insulted by that as he had been there for 50 years. Evans noted that Sanimax is not the same company that was purchased from Animax. Evans continued that the naiveness or insulting manner to say that even it was there and it was the same massive multi hundreds of millions of dollar organization that was there 50 years ago, an argument could be made that because they produce a noxious odor and because they were there and they have always done it, even though they do not own the property around them, then no one should be allowed to build and there should be no development. Robinson stated that that was not what he was saying and Evans acknowledged this but continued that there are people out there who felt that way. Evans stated he would not support any litigation but he does support the motion made to have Sanimax come to the Committee and give a quarterly update. After a year's worth of updates if nothing has changed and there are records to support this, at that time he would like to get some information on litigation. Evans stated that he has spoken with those in Montreal and there is a group of council members that are looking at taking Sanimax to court. Evans also found it interesting that Corporation Counsel dealt with Granttech and was the attorney of record and therefore Evans felt she could have good insight on what she feels is important. Hopp stated that all he is asking for at this time is information and Evans stated again that he was not in a position to support any litigation and he felt that Sanimax in Green Bay is working in good faith on this matter.

La Violette stated that everyone is always concerned about spending tax payer dollars, but when we ask staff to do all this research, it costs taxpayers big bucks. She is also confused about the request and asked if the intent was to look for legal advice on legal options for the local people or for the entire corporation. Hopp stated that it would be taking on the corporation. He noted that this is a request for information and he fully expects that there will be discussion on this and there are people on the Board that are asking for a \$10,000 first fine and noted that anything is possible when it comes to the Board.

Robinson stated he can understand Hopp wanting to get something done at the March meeting but wonders if it would be productive to have a discussion with all 26 Board members without a concrete proposal in front of them. Perhaps it would make more sense to ask Corporation Counsel to bring information to this Committee and then craft a proposal which is then sent to the County Board.

Hopp felt this was going to be a long, drawn out conversation no matter when it is done. Robinson agreed and stated that he felt a concrete proposal should be made to direct the conversation at the Board level. Hopp reiterated that this is simply a request for information and does not automatically mean that the County will sue. Robinson said he is not assuming that, what he is assuming is that there will be 26 ideas of what should be done which will lead to a long drawn out and possibly unproductive discussion. He does not disagree with gathering information from Corporation Counsel, but he does question the process.

Robinson also wished to clarify the comment about the community growing up around the plant. His point is not that they do not have a legitimate complaint. He is saying that if you argue on the point of property rights, that conversation could go a lot of different ways. He does not want people to think that he is saying that this is okay because some form of this company predates.

Steffen felt that someone has the right to enjoy the use of their property regardless of the neighbor. Robinson stated that Steffen is also arguing about businesses and Sanimax is a business too. Steffen does not

understand why the point was brought up that Sanimax has some sort of greater property rights. Robinson stated that that is not what he said.

Evans stated that he would support gathering information. He noted that Supervisor Van Dyck had an interesting communication that Sanimax move their plant and he later withdrew this communication.

Friederichs commented that if this is going back to Corporation Counsel there was another issue that needed to be clarified. She continued that she had received a call from the DA about a month ago and the DA indicated the he did not feel this issue really belongs in the DA's office and he had called the Office of Justice Assistance who agreed with him. The DA was going to talk further on this with Corporation Counsel.

La Violette stated she agreed with Robinson with regard to the process. She felt that discussing this at the full Board meeting could become a free for all whether discussion on different legal options was discussed in either closed or open session. She would prefer to have this come back to this Committee to be flushed out and have something concrete for the full Board to discuss. Evans agreed that he does not like doing Committee work at the Board level but he would support the motion. Robinson also stated that he would support the motion.

Motion made by Supervisor La Violette, seconded by Supervisor Robinson to suspend the rules to allow interested parties to speak. Vote taken. MOTION CARRIED UNANIMOUSLY

Attorney John Hager representing Sanimax addressed the Committee. He wanted to clarify several things for the record. First it was never stated either to this Committee or to the full Board that Sanimax was there first. He takes offense to this insinuation as they never said it and that is not the approach they are going to take. Hager continued that they have also had some very productive conversations with DA David Lasee and with regard to the insinuation about the amount of legal fees, they have the right to defend themselves against an ordinance that they see as problematic and they will continue to have that right.

Hager continued that he was of the impression that they did not need to be at last week's County Board meeting as the motion had been passed for Sanimax to report quarterly to this Committee. He also agreed that they have talked previously at this Committee that reducing the number of complaints from three to two is not going to make a bit of difference. The idea is that they want the opportunity to address the problem and this is what they have done. He continued that the number of verified complaints and the severity of the complaints has gone down and they are doing a better job and there are statistics to back it up.

Hager continued that they found out about 1:00 pm on Sunday that there was going to be a report on the 9:00 pm news that Sanimax was going to move. Hager felt that discussions should have been had with Sanimax and they should have had the chance to comment on this. He felt that Van Dyck did the appropriate thing at the PD & T meeting in withdrawing the communication.

Hager had the County Board unofficial minutes from the prior meeting which state there was a deletion of the reference under resolutions and ordinances on the February County Board and under that the direction was to accept that Sanimax come and give progress reports on a quarterly basis.

As far as the litigation issue brought up tonight, he is not sure where that will go. Their approach is a good faith effort to try and deal with the odor. They have never said that they will be perfect and eliminate odor, but they have the best technology out there and there is proof that the number and severity of complaints has been reduced and therefore they know they are doing a better job. Hager also stated that they have to not lose sight of the fact that every pound of material that is not processed by Sanimax will be sent to the landfill. It is unfortunate that there is a little residuary odor, but the fact that Sanimax is not doing everything is inaccurate. They are doing everything they can and they want to continue to work with the County Board. He noted that it has been voted to change the number of complaints from three to two which is generally

recognized not to attack the problem, and he does not know if they can take what was approved at the September meeting which was not handled at the October Board meeting due to the problem of proper notification but he felt if you look back, no less than 18 supervisors talked to the issue. He felt that if a vote was taken that night the vote would have been to keep it at three. There are crazy statistics given out including that this odor problem affected 15% of Brown County, however, Sanimax feels this affects about 2% of Brown County. Hager would like to see a level playing field and they will continue to do what they can.

Hager continued that it was passed by this group in September to change the number of complaints from three to two and not acted on by the Board in October. Evans pointed out that Hager is the one that said it could not have been voted on earlier. Evans stated that Corporation Counsel said it needed to be on the County Board agenda and Evans did not want it to be on there.

Hager asked how they were expected to deal with the issue when they did not know what was going on and Evans suggested that he contact Corporation Counsel. Hager stated they will go and argue again and mentioned how they had to go in defense mode when they heard that the plant was going to move to Southern Brown County when they knew nothing about it. He stated they are willing to do anything they virtually can but did not think they could react and continue with a collaborative effort with the County when they do not know what is going on.

Hager also noted that the other thing to keep in mind is that this ordinance does not just affect Sanimax but is a County wide ordinance that can affect other individuals and entities. He felt that that Sanimax has been put in a tough position because they want to continue to do everything they can, but there is a limit as to how much they can do and how much they can spend. Hager would like to know what it is they are trying to be accomplish at this meeting and felt that going back to the County Board next month to vote on going from three to two, would result in a crazy free for all. He indicated he agreed with Robinson and La Violette that some sort of proposal should be made at the Committee level and then provided to the full Board.

Hager encouraged the Committee to get back to the collaborative effort that they previously talked about and if they sit here a year from now or two years from now or longer and are in the same boat, then it will be harder to keep coming back. Sanimax would rather spend the money on fixing the problem than on paying lawyers.

With regard to the facility in Green Bay, Hopp asked if where the trucks come in to dump is now enclosed and Johnson stated that it was and that is where the reverse negative pressure with the charcoal filters are. It has been that way for the last two or three years. Hopp apologized for putting Johnson on the spot but asked why the corporation would tell the people in Montreal that that same exact solution would work when we know full well in Green Bay that it does not solve the problem. Johnson stated that Hopp was confused but Hopp disagreed and stated again that Montreal was told that if the bays were covered the problem would be solved, even though Sanimax knew that would not solve the problem yet they sold the people in Montreal basically on the idea and people backed off even though they knew they were putting in place something that did not work.

Hager stated they were not in a position to comment what is going on at facilities other than the Green Bay facility. All they can do is deal with the local facility. Hopp wanted to make it very clear that the Committee appreciates the actions that have been taken to date and does believe that they have a vested interest in making sure that the air that they put out is as clean as it can be. He has a real good suspicion that at a corporate level the local hands are tied and that is why we are not seeing action. The fact that we are seeing the same thing in a number of municipalities blows his mind.

Hager responded that the two million dollars that have been spent in Green Bay comes from corporate and there has been corporate involvement with what is going on. Hopp felt it was easier to spend \$2 million dollars every eight years than to spend \$15 - \$20 million dollars in one year. Hager did not know what the

numbers are but Hopp stated that the way things are being done presents the idea that they are simply doing what they have to to stave off the problems until the issue goes away again. Hager responded that what started this whole issue was in 2012 they had plans to take the roof off the building and then we had a very warm March and April and this is what has started this whole thing but it has gotten better since then. Hager continued that Sanimax would love the opportunity to have discussions where they can exchange ideas to fix this problem in a different setting than a Board meeting. Sanimax is not about to hide what they are doing and intends to be as transparent as they can be. Hopp asked if the best technology available was in place in Green Bay. Johnson answered that he was confident that it was.

Don Johnson addressed the Committee. He stated that the RTO is the best available current technology there is. They have tried some other things in the past that burned them. Johnson continued that what they have implemented has had a huge impact. He stated that they have changed the air flow and the chemistry has to keep up with this and they have made significant progress last year in reducing the odor radius and intensity.

Johnson continued that as stated in the County Board minutes, the path going forward should be for Sanimax to continue to report to this Committee on a quarterly basis. He offered to have the owner of Sanimax come to a meeting to sit down the Committee and talk and explain the corporate philosophy. The Committee agreed that this was a good idea and they would like to see it happen. Johnson acknowledged that there is still odor, but the litigation is ludicrous from every avenue. He would like to bring this back to reality and if the Committee has questions with regard to the corporate philosophy and integrity he will bring in the owner to explain as he indicated above.

Hopp asked how Johnson can defend what it going on in the other municipalities. Common sense tells Hopp that there is a corporate philosophy problem when every single municipality Sanimax is in has a problem. Hopp encouraged the owner to be brought in so they can have a corporate policy talk. Johnson stated there were a number of municipalities that did not have problems, although Hopp disagreed with some of them.

Steffen asked Hager when Sanimal purchased Sanimax and Hager responded that in 2005 Sanimal purchased Sanimax. Hager stated that they have been in business for 131 years. Steffen asked Hager if he could feel the "we're going to sit down and work with you" mentality. The representation that Steffen is providing his residents as well as the entire Village who supported him and wanted him to come as a representative of the Board. Steffen continued that he felt we should take up the generous offer of having the owner come to the meeting but he also wanted Sanimax to feel the tenor of what is coming its way and that will help understand why things have not been done in the last decade.

Motion made by Supervisor Robinson, seconded by Supervisor La Violette to return to regular order of business. Vote taken. MOTION CARRIED UNANIMOUSLY

Evans explained again what he was told by Corporation Counsel. He was advised that the Board never dealt with the odor ordinance as it was voted on by the Human Services Committee. Evans felt that it was dealt with by having Sanimax come back to report on a quarterly basis. Corporation Counsel said it had to be back on the agenda for the Board meeting and Evans felt it did not have to come back to this Committee. At this time the motion on the floor was re-read.

Robinson indicated that he was disappointed at the tenor of the conversation all around. Robinson previously stated that he would be in support of the motion, however, he has changed his mind after hearing Johnson offer to bring the owner of the company in and address the Committee. Robinson will not vote for the motion but he would still like to see this dealt with at the Committee level and he would like to see the owner come in and address the Committee prior to having a conversation and he would think that getting some legal options prior to that may be a good idea. He wanted to know from Johnson when he felt the owner could come and Johnson responded that he felt he could come sometime within the next three to four months.

Hopp stated that he will pull this at the County Board and he would appreciate support of the motion so when they get to that point Corporation Counsel has had the opportunity to dig into this.

La Violette again questioned the process and asked if the Committee has the authority to direct Corporation Counsel to provide legal options and then have it on the County Board agenda?

Motion by substitution made by Supervisor Robinson to amend Supervisor Hopp's motion to ask Corporation Counsel to bring the same information regarding legal options to the March Human Services Committee meeting. No second.

Human Services Department

7. **Resolution re: On helping families move from homelessness to self-sufficiency. *Held for a month.***

Robinson stated that this is still in process and he would ask that it be held for one month.

Motion made by Supervisor Robinson, seconded by Supervisor La Violette to hold for one month. Vote taken. MOTION CARRIED UNANIMOUSLY.

8. **Resolution re: Change in Table of Organization Health Department – Health Aide.**

Motion made by Supervisor La Violette, seconded by Supervisor Robinson to approve. Vote taken. MOTION CARRIED UNANIMOUSLY.

9. **Budget Adjustment Request (13–135): Increase in expenses with offsetting increase in revenue.**

Motion made by Supervisor La Violette, seconded by Supervisor Hopp to approve. Vote taken. MOTION CARRIED UNANIMOUSLY.

10. **Budget Adjustment Request (14–13): Increase in expenses with offsetting increase in revenue.**

Motion made by Supervisor Hopp, seconded by Supervisor La Violette to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

11. **Executive Director's Report.**

Human Services Executive Director Jeremy Kral provided the Committee with a written Director's Report which was contained in the agenda packet. Robinson asked for information with regard to staff changes at the CTC but Kral stated that he would rather not discuss this in open session. Kral stated that both vacant positions have been approved for hire and are currently listed on the website and open for applicants.

Motion made by Supervisor Hopp, seconded by Supervisor La Violette to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

12. **Financial Report for Community Treatment Center and Community Programs.**

Finance Manager Tim Schmitt indicated that he had provided a written report which was contained in the agenda packet. A brief discussion was held with regard to end of the year figures and Schmitt noted that the year has not been closed as of yet and the numbers contained in his report were forecasted numbers.

Motion made by Supervisor Hopp, seconded by Supervisor La Violette to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

13. **Statistical Reports.**
- a. **Monthly Inpatient Data – Community Treatment Center.**
 - b. **Monthly Inpatient Data – Bellin Psychiatric Center.**
 - c. **Child Protection – Child Abuse/Neglect Report.**
 - d. **Monthly Contract Update.**

Motion made by Supervisor Robinson, seconded by Supervisor Hopp to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

14. **Request for New Non-Continuous Vendor.**
Motion made by Supervisor Hopp, seconded by Supervisor La Violette to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

15. **Request for New Vendor Contract.**

Motion made by Supervisor Hopp, seconded by Supervisor La Violette to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

Aging & Disability Resource – No agenda items.
Syble Hopp School – No agenda items.

Other

16. **Audit of bills.**

Motion made by Supervisor Robinson, seconded by Supervisor La Violette to pay the bills. Vote taken. MOTION CARRIED UNANIMOUSLY

17. **Such other Matters as Authorized by Law.**

Motion made by Supervisor La Violette, seconded by Supervisor Hopp to adjourn at 7:55 p.m. Vote taken. MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

Therese Giannunzio
Recording Secretary